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09/22/2003	Eiichi Hanazato	117204 5418			
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OLIFF & BERRIDGE, PLC			GARCIA, GABRIEL I		
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DATE MAILED: 11/29/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

1) Responsive to communication(s) filed on			7	Application No.		Applicant(s)			
Cabriel L Garcia	Office Astron O			10/665,118		HANAZATO, EIICHI			
The MAILING DATE of this communication appears on the cover sheet with the correspondence address — Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Exercises of the many be available under the provision of 37 CR1 13(6), in no event, however, may angly be limity filled. If NO period for repy is specified above, the maximum abstutory period will apply and will expire SIX (9) MONTHS from the malling date of this communication. Fallur to repy which the set or received depend for repy is specified above, the maximum abstutory period will apply and will expire SIX (9) MONTHS from the malling date of this communication. Fallur to repy which the set or exceeded period for repy is specified above, the maximum abstutory period will apply and will expire SIX (9) MONTHS from the malling date of this communication. Fallur to repy which the set or exceeded period for repy is specified above, the maximum abstutory period will be specified to be set of the communication. even if timely filed. They reduce any service property of the set of the communication and the communication is of the communication. Expire the set of the communication is offered the communication is non-final. 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) ☐ Claim(s)		Onice Action Summary	Ī	Examiner		Art Unit			
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Paper No(s)/Mail Date 6) Other:				· ==		itent Application			

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Part III DETAILED ACTION

Election/Restriction

1. This application contains claims directed to the following patentably distinct species

of the claimed invention:

That illustrated at figure 3 (e.g. claims 1-4 and 9-12); and that illustrated at figure 10

(e.g. claims 5-8).

Applicant is required under 35 U.S.C. § 121 to elect a single disclosed species for

prosecution on the merits to which the claims shall be restricted if no generic claim is

finally held to be allowable. Currently, no claim is generic.

Applicant is advised that a response to this requirement must include an identification

of the species that is elected consonant with this requirement, and a listing of all claims

readable thereon, including any claims subsequently added. An argument that a claim is

allowable or that all claims are generic is considered nonresponsive unless accompanied

by an election.

If claims are added after the election, applicant must indicate which are readable upon the

elected species. M.P.E.P. § 809.02(a).

Should applicant traverse on the ground that the species are not patentably

distinct, applicant should submit evidence or identify such evidence now of record

showing the species to be obvious variants or clearly admit on the record that this is the

case. In either instance, if the examiner finds one of the inventions unpatentable over the

prior art, the evidence or admission may be used in a rejection under 35 U.S.C. § 103 of

the other invention.

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2. A telephone call was made to Mr. Robert Jackson (46,796)) on 11/21/06 to request an oral election to the above restriction requirement, but did not result in an election being made.

Applicant is advised that the response to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed.

- 3. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 C.F.R. § 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a diligently-filed petition under 37 C.F.R. § 1.48(b) and by the fee required under 37 C.F.R. § 1.17(h).
- 4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gabriel I. Garcia whose telephone number is (571) 272-7434. The Examiner can normally be reached Monday-Thursday from 7:30 AM-6:00 PM. The fax phone number for this group is 571-273-8300.

CENTRALIZED DELIVERY POLICY: For patent related correspondence, hand carry deliveries must be made to the Customer Service Window (now located at the Randolph Building, 401 Dulany Street, Alexandria, VA 22314), and facsimile transmissions must be sent to the Central FAX number, unless an exception applies. For example, if the examiner has rejected claims in a regular U.S. patent application, and the reply to the examiner's Office action is desired to be transmitted by facsimile rather than mailed, the reply must be sent to the Central FAX Number.

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Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (571) 272-2600.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Primary Examiner

November 21, 2006